IN THE HIGH COURT OF BOMBAY AT GOA, PANAJI-GOA.

APPEAL FROM ORDER NO. 56 OF 2001

Shri Inacio Albano Lourenco,
son of late Xavier M. Lourenco,
39 years old, married, businessman,
residing at Gujira, Santa Cruz, Ilhas, Goa. .... Appellant

Versus

1. Smt. Jeremia Sequeira Vaz,
   widow of Clovis Sequeira Vaz,
   68 years old, retired, residing
   at 12-B Jolly Maker Apartment I,
   Cuffe Parade, Bombay 400 005.

2. Mrs. Joan Crasto,
   r/o 47/A Kothachiwadi,
   Girgaum, Mumbai 400 004.

3. Capt. Rosalyn Crasto,
   47/A, Kothachiwadi,
   Girgaum, Mumbai 400 004.

4. Mr. Charles Siqueira Vaz,
   6th floor, Surya Apartments,
   Hill Road, Bandra (West),
   Mumbai 400 050.

5. Mrs. Joyce Siqueira Vaz,
   6th floor, Surya Aprtments,
   Hill Road, Bandra (West),
   Mumbai 400 050.

6. Shri Lloyd Sequeira Vaz,
   son of Clovis Sequeira Vaz,
   major, bachelor, service,
   residing at Chamber and Resident

of 12-B Jolly Maker Apartment I,
Cuffe Parade, Bombay 400 005. .... Respondents

Shri R.V. Kamat with Shri Ranjit Satardekar, Advocates for the Appellant.

Shri M.B. D'Costa, Sr. Advocate with Shri J.A. Lobo, Advocates for Respondents No. 1 to 6.

CORAM : **P.V. KAKADE, J.**

DATE : **7th November, 2006**

ORAL JUDGMENT:

Heard the learned Counsel for both the parties.

2. The unsuccessful plaintiff has preferred this appeal against the order passed by the Civil Judge, Senior Division, Panaji refusing to pass temporary injunction in a suit for specific performance.

3. After hearing the parties for sometime, it is revealed that the stage of evidence is proceeding in the trial itself and, therefore, no fruitful purpose would be served by adjudicating this appeal on merits. Under the circumstances, it is hereby directed that the hearing of the suit shall be completed by the trial Court within a period of 2 months from the date of

this order and the suit shall be disposed of on merits according to law. In the meantime, the parties shall maintain status quo as on today with regard to the suit property. This order is passed without prejudice to the rights and liabilities of either of the parties and all contentions are left open.

4. With these directions, the appeal stands disposed of with no order as to costs.

P.V. KAKADE, J.

NH